

**FEBRUARY 7, 2011**

**PUBLIC HEARING NOTICE**

There will be a public hearing meeting of the **Finance Committee** of the Board of Commissioners of Cook County on **Thursday, February 10, 2011** at the hour of **10:30 A.M.** in the Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois to consider the following:

310964      **AMENDMENT TO THE COOK COUNTY AMUSEMENT TAX ORDINANCE** (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

The following is a synopsis of the Proposed Ordinance Amendment.

**PROPOSED ORDINANCE AMENDMENT**

**COOK COUNTY AMUSEMENT TAX ORDINANCE**

**WHEREAS**, the County of Cook is a home rule unit of local government pursuant to Article VII, section 6(a) of the 1970 Illinois Constitution; and

**WHEREAS**, pursuant to its home rule powers, the Cook County Board of Commissioners adopted an Ordinance to provide for an Amusement Tax on February 1, 1997 and has adopted subsequent amendments; and

**WHEREAS**, the Cook County Department of Revenue (Department) in the interest of fair and equitable enforcement seeks to clarify significant definitions and the application of each tax rate by amending Section 74-391 and Section 74-392, respectively; and

**WHEREAS**, in the interest of fair and equitable enforcement the Department seeks to clarify exemptions, exclusions guidelines and tax registration procedures by amending Section 74-393, and Section 74-394, respectively; and

**WHEREAS**, in the interest of fair and equitable enforcement the Department seeks to clarify tax return and remittance guidelines, and refund request time limitations by amending Section 74-395 and Section 74-398, respectively; and

**WHEREAS**, the Department seeks to collect total amount of tax remitted monthly by tax collectors, thereby eliminating the 1% tax collector tax credit for collections discount by amending Section 74-395; and

**WHEREAS**, in the interest of fair and equitable enforcement the Department seeks the consistent application of violation penalties by amending Section 74-401.

**NOW, THEREFORE, BE IT ORDAINED**, by the Cook County Board of Commissioners that Chapter 74, Article X of the Cook County Code of Ordinances is hereby amended as follows:

**Sec. 74-390. Short title.**

**Sec. 74-391 Definitions.**

**Sec. 74-392 Tax Imposed.**

**Sec. 74-393 Tax additional moved to Sec 74-392(f)**

- Sec. 74-393 Exemptions and Exclusions.**  
**Sec 74-394 Registration.**  
**Sec 74-395 Returns and remittances.**  
**Sec. 74-396 Books and records.**  
**Sec 74-397 Tax collector.**  
**Sec 74-398 Refund Statute of Limitations.**  
**Sec 74-399 Rules and regulations; authorized.**  
**Sec 74-400 Violations; penalty.**  
**Sec 74-401 Application of uniform penalties, interest and procedures ordinance.**

\*Referred to the Committee on Finance on 2/1/11.

310965

**AMENDMENT TO THE COOK COUNTY RETAIL SALE OF GASOLINE AND DIESEL FUEL TAX ORDINANCE (PROPOSED ORDINANCE AMENDMENT).** Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

**PROPOSED ORDINANCE AMENDMENT**

**COOK COUNTY RETAIL SALE OF GASOLINE  
AND DIESEL FUEL TAX ORDINANCE**

**WHEREAS**, the County of Cook is a home rule unit of local government pursuant to Article VII, Section 6(a) of the 1970 Illinois Constitution; and

**WHEREAS**, pursuant to its home rule powers, the Cook County Board of Commissioners adopted an Ordinance to provide for a tax on the retail sale of gasoline and diesel fuel ("Retail Sale of Gasoline and Diesel Fuel Tax Ordinance") on July 1, 1975 and has adopted subsequent amendments; and

**WHEREAS**, in the interest of fair and equitable enforcement the Cook County Department of Revenue (Department) seeks clarify the significant enforcement language by amending Section 74-471; and, the application of the tax on biodiesel fuel by amending Section 74-472; and,

**WHEREAS**, in the interest of fair and equitable enforcement the Department seeks to apply the tax to Diesel fuel by amending Section 74-472; require retail gas and diesel fuel dealers to register with the Department by amending Section 74-474; and, require retail dealers to file monthly gas and diesel fuel inventory, purchases and sales information returns by amending Section 74-475; and

**WHEREAS**, in the interest of fair and equitable enforcement the Department seeks to provide the types of books and records to be maintained by gas distributors and retail dealers by amending Section 74-478; and

**WHEREAS**, in the interest of fair and equitable enforcement the Department seeks to incentivize the timely filing of municipality or township request tax rebates by the addition of Section 74-481.

**NOW, THEREFORE, BE IT ORDAINED**, by the Cook County Board of Commissioners that Chapter 74, Article XII, Section 74-470 through 74-482 of the Cook County Code of Ordinances is hereby amended as follows:

**Sec. 74-470. Short title.**

**Sec. 74-471. Definitions**

**Sec. 74-472. Tax imposed.**

**Sec. 74-473. Tax-free sales.**

**Sec. 74-474. Gas Distributor; retail dealer registration.**

\*Referred to the Committee on Finance on 2/1/11.

310966

**AMENDMENT TO THE COOK COUNTY RETAIL SALE OF ALCOHOLIC BEVERAGES ORDINANCE (PROPOSED ORDINANCE AMENDMENT).** Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

The following is a synopsis of the Proposed Ordinance Amendment.

PROPOSED ORDINANCE AMENDMENT

**COOK COUNTY ALCOHOLIC BEVERAGES TAX**

**WHEREAS**, the County of Cook is a home rule unit of local government pursuant to Article VII, section 6(a) of the 1970 Illinois Constitution; and

**WHEREAS**, pursuant to its home rule powers, the Cook County Board of Commissioners adopted an Ordinance to provide for a tax on the retail sale of liquor, "Cook County Tax On The Retail Sale of Alcoholic Beverages", effective July 1, 1975, and has adopted subsequent amendments; and

**WHEREAS**, in the interest of fair and equitable enforcement the Cook County Department of Revenue (Department) seeks required retail alcoholic beverages dealers to register by amending Section 74-354; and

**WHEREAS**, in the interest of fair and equitable enforcement the Department seeks to clarify books and records to be maintained by wholesalers and retailers by amending Section 74-356; and

**WHEREAS**, in the interest of fair and equitable enforcement the Department seeks the consistent application of violation penalties and tax assessment penalties, by amending Sections 74-359 and 74-361, respectively.

**NOW THEREFORE, BE IT ORDAINED**, by the Cook County Board of Commissioners that Article IX, Chapter 74-350 through 74-362 of the Cook County Code of Ordinances is hereby amended as follows:

**Sec. 74-350. Short title.**

**Sec. 74-351. Definitions.**

**Sec. 74-352. Tax imposed.**

**Sec. 74-353. Exceptions.**

**Sec. 74-354. Wholesaler and Retailer Registration.**

**Sec. 74-355 Additional to other taxes.**

**Sec. 74-356 Documents; Books; Records.**

**Sec. 74-357 Penalties moved to Sec 74-359.**

**Sec. 74-357 Tax assessment penalties and interest.**

**Sec 74-358 Seizures.**

**Sec 74-359 Violation Penalties.**

**Sec 74-360 Additional to other taxes**

**Sec. 74-361 Application of Uniform Penalties, Interest and Procedures Ordinance**

**Sec 74-362 Rulemaking**

\*Referred to the Committee on Finance on 2/1/11.

310967

**AMENDMENT TO THE COOK COUNTY NEW VEHICLE AND TRAILER TAX ORDINANCE (PROPOSED ORDINANCE AMENDMENT).** Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

The following is a synopsis of the Proposed Ordinance Amendment:

**PROPOSED ORDINANCE AMENDMENT**

**RETAIL SALE OF NEW MOTOR VEHICLE AND TRAILER TAX ORDINANCE**

**WHEREAS**, the County of Cook is a home rule unit of local government pursuant to Article VII, Section 6(a) of the 1970 Illinois Constitution; and

**WHEREAS**, pursuant to its home rule powers, the Cook County Board of Commissioners adopted an Ordinance to provide for a tax on the retail sale of new motor vehicles and trailers ("Retail Sale of New Motor Vehicle and Trailer Tax Ordinance") on January 1, 1972 and has adopted subsequent amendments; and

**Sec. 74-230. Short title.**

**Sec. 74-231. Definitions.**

**Sec. 74-232. Tax Imposed.**

**Sec. 74-232. Tax.**

**Sec. 74-233. Exceptions**

**Sec. 74-234. New motor vehicle dealer registration.**

**Sec. 74-234. Dealer registration.**

**Sec. 74-235. Penalties.**

**Sec. 74-235. Tax remittance and returns.**

**Sec. 74-236. Additional to other taxes.**

**Sec. 74-236. Books and records to be kept.**

**Sec. 74-237. New motor vehicle dealer liable.**

**Sec. 74-235. Penalties.**

**Sec. 74-238. Penalties.**

**Sec. 74-236. Additional to other taxes.**

**Sec. 74-239. Additional to other taxes.**

**Sec. 74-240. Application of uniform penalties, interest and procedures.**

\*Referred to the Committee on Finance on 2/1/11.

310968

**AMENDMENT TO THE COOK COUNTY PARKING GARAGE AND OPERATIONS TAX ORDINANCE (PROPOSED ORDINANCE AMENDMENT).** Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

The following is a synopsis of the Proposed Ordinance Amendment:

**PROPOSED ORDINANCE AMENDMENT**

**COOK COUNTY PARKING GARAGE AND OPERATIONS TAX  
ORDINANCE**

**WHEREAS**, the County of Cook is a home rule unit of local government pursuant to Article VII, Section 6(a) of the 1970 Illinois Constitution; and

**WHEREAS**, pursuant to its home rule powers, the Cook County Board of Commissioners adopted an Ordinance to provide for a Parking Garage and Operations Tax on January 1, 2001; and

**WHEREAS**, the Cook County Department Revenue (Department) in the interest of fair and equitable enforcement seeks to clarify significant enforcement language by amending Section 74-511; and

**WHEREAS**, in the interest of fair and equitable enforcement the Department seeks to consistently apply the tax to valet parking operators that park motor vehicles at a parking lot or garage by amending Sections 74-512 and 74-513 respectively; and

**WHEREAS**, in the interest of fair and equitable enforcement the Department seeks to clarify the types of books or records to be maintained by amending Section 74-514; and

**WHEREAS**, the Department seeks to clarify parked vehicle ticket, tag and receipt enforcement criteria by amending Section 74-515; and

**WHEREAS**, in the interest of increasing monthly revenue collections, the Department seeks to eliminate the 1% tax collector commission by amending Section 74-516; and

**WHEREAS**, the Department seeks the uniform application of violation fines, by amending Section 74-519.

**NOW THEREFORE be it ordained**, by the Cook County Board of Commissioners that Chapter 74, Article XIII, of the Cook County Code of Ordinances is hereby amended as follows:

**Sec. 74-510. Short title.**

**Sec. 74-511. Definitions.**

**Sec. 74-512. Tax imposed.**

**Sec. 74-513. Registration.**

**Sec. 74-514. Maintenance of records.**

**Sec. 74-515 Tickets; tags; receipts.**

**Sec. 74-516. Tax remittance and returns.**

**Sec. 74-517 . Fines.**

**Sec 74-518. Sec. 74-517. Rules and Regulations.**

**Sec 74-519. Sec. 74-518. Application of uniform penalties, interest and procedures.**

\*Referred to the Committee on Finance on 2/1/11.

310969

**AMENDMENT TO THE UNIFORM PENALTIES, INTEREST AND PROCEDURES ORDINANCE (PROPOSED ORDINANCE AMENDMENT).** Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

**PROPOSED ORDINANCE AMENDMENT**

**UNIFORM PENALTIES, INTEREST AND PROCEDURES ORDINANCE**

**WHEREAS**, the County of Cook is a home rule unit of local government pursuant to Article VII, section 6(a) of the 1970 Illinois Constitution; and

**WHEREAS**, pursuant to its home rule powers, the Cook County Board of Commissioners adopted the "Uniform Penalties, Interest and Procedures Ordinance" on December 1, 1992 and has adopted subsequent amendments; and

**ARTICLE III UNIFORM PENALTIES, INTEREST AND PROCEDURES.**

**Sec. 34-60. Short title.**

**Sec. 34-61 Definitions.**

**Sec 34- 61 Application; tax ordinances and franchise fees.**

**Sec. 34-62. Application.**

**Sec 34-63. Franchise fees.**

**Sec 34-62. Application.**

**Sec. 34-62. Definitions.**

**Sec. 34-63. Franchise fees.**

- Sec. 34-63. Tax as debt; books and records; duty to produce documents; burden of proof.  
Sec. 34-89. Tax collector funds as debt to County.  
Sec. 34-78. Maintaining books and records.  
Sec. 34-79. Duty to produce documents.  
Sec. 34-76. General presumptions and burden of proof.  
Sec. 34-64. General Powers.  
Sec. 34-65. Power to issue assessments.  
Sec. 34-66. Filing and publication of rules and regulations.  
Sec. 34-66 Application of payment.  
Sec. 34-67. Notice.  
Sec. 34-67 Interest.  
Sec. 34-68. Postmark rule.  
Sec. 34-68 Late penalties.  
Sec. 34-69. Alternative methods of transmitting payment.  
Sec. 34-69 Failure to file penalty.  
Sec. 34-70. Confidentiality.  
Sec. 34-70 Negligence or willfulness penalty.  
Sec. 34-71. Application of payment.  
Sec. 34-71 Failure to remit collected taxes penalty.  
Sec. 34-72. Credits and refunds.  
Sec. 34-72. Failure to file no liability return penalty.  
Sec. 34-73. Disposition of claims.  
Sec. 34-73. Incomplete; Incorrect return or remittance penalty.  
Sec. 34-74. Survival of liability.  
Sec. 34-74. Processing Fees.  
Sec. 34-75. Time limitation.  
Sec. 34-75. Non sufficient funds check provision.  
Sec. 34-76. General presumptions and burden of proof.  
Sec. 34-76 Reasonable cause standards.  
Sec. 34-77. Bulk sales or transfers.  
Sec. 34-77 Statute of Limitations.  
Sec. 34-78. Maintaining books and records.  
Sec. 34-78. Notice.  
Sec. 34-79. Duty to produce documents.  
Sec. 34-79 Postmark Rule.  
Sec. 34-80. Interest.  
Sec. 34-80. Right to protest tax determination and assessment.  
Sec. 34-81. Late penalties.  
Sec. 34-81. Hearing procedures.  
Sec. 34-82. Failure to file penalty.  
Sec. 34-82. Officer and employee liability.  
Sec. 34-83. Negligence or willfulness penalty.  
Sec. 34-83. Determination of officer and employee liability.  
Sec. 34-84. Failure to remit collected taxes penalty.  
Sec. 34-84. Survival of liability.  
Sec. 34-85. Reasonable cause standards.  
Sec. 34-85. Fines.  
Sec. 34-86. Non sufficient funds check provision.  
Sec. 34-86. Suit to enforce payment.  
Sec. 34-87. Officer and employee liability.  
Sec. 34-87. License suspension and revocation.  
Sec. 34-88. Determination of officer and employee liability.  
Sec. 34-88. Liens and right to levy.  
Sec. 34-89. Tax collector funds as debt to County.  
Sec. 34-89. Survival of liability.  
Sec. 34-90. Suit to enforce payment.  
Sec. 34-90. Credit and refunds.  
Sec. 34-72. Credits and refunds.  
Sec. 34-91. Liens and right to levy.  
Sec. 34-91. Disposition of claims.  
Sec. 34-92. Fines.  
Sec. 34-92. Bulk sales or transfers.  
Sec. 34-93. License suspension and revocation.  
Sec. 34-93. Voluntary Disclosure Program.  
Sec. 34-94. Right to protest tax determination and assessment.  
Sec. 34-94. Confidentiality.

- Sec. 34-95. Hearing procedures.  
Sec. 34-95. Department Tip Line.  
~~Sec. 34-66. Filing and publication of rules and regulations.~~  
Sec. 34-97. Filing and publication of rules and regulations.  
~~Sec. 34-69. Alternative methods of transmitting payment.~~  
Sec. 34-96. Alternative methods of transmitting payment.

\*Referred to the Committee on Finance on 2/1/11.

310970 **AMENDMENT TO THE COOK COUNTY TOBACCO TAX ORDINANCE** (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

**AMENDMENT TO THE COOK COUNTY TOBACCO TAX ORDINANCE**

**WHEREAS**, the County of Cook is a home rule unit of local government pursuant to Article VII, Section 6(a) of the 1970 Illinois Constitution; and

**WHEREAS**, pursuant to its home rule powers, the Cook County Board of Commissioners adopted the "Tobacco Tax Ordinance" on June 1, 1980, and subsequent amendments, to provide a tax on the retail sale of cigarettes; and

**WHEREAS**, in the interest of fair and equitable enforcement the Cook County Department of Revenue (Department) seeks to clarify significant enforcement language definitions, and the application of the tax and tax collector duties by amending Sections 74-431 and 74-433, respectively; and

**WHEREAS**, in the interest of fair and equitable enforcement the Department seeks to clarify illegal sales, possession, and use penalties, and the books or records to be maintained by taxpayers, by amending Sections 74-435 and 74-438, respectively; and

**WHEREAS**, the Department seeks to clarify its authority to perform on premises inspections and increase the penalty for those who prevent or hinder such inspections by amending Section 74-439, and

**WHEREAS**, the Department seeks to clarify it's authority to confiscate or seize illegal cigarettes, by amending Section 74-441.

**NOW, THEREFORE, BE IT ORDAINED**, by the Cook County Board of Commissioners that Cook Count Code of Ordinances, Article XI, Chapter 74, Sections 74-430 – 74-449, Tobacco Tax is hereby amended as follows:

**ARTICLE XI. TOBACCO TAX**

- Sec. 74-430. Short title; definitions.  
Sec. 74-431. Definitions.  
~~Sec. 74-432. Cigarette tax imposed; tax stamp purchases; tax collection; un-mutilated or un-altered tax stamps; the unlawful sale of cigarettes, and tip line.~~  
  
Sec. 74-432 Registration of wholesale and retail tobacco dealers  
~~Sec. 74-432. Cigarette tax imposed; tax stamp purchases; tax collection; un-mutilated or un-altered tax stamps; the unlawful sale of cigarettes, and tip line.~~  
~~Sec. 74-433. Internet mail order and outside-of county-purchases moved to Sec 74-436.~~  
Sec. 74-433. Tax imposed.  
~~Sec. 74-434. Failure to file a return and/or pay tax moved to Sec 74-443.~~  
Sec. 74-434. Tax free sales.  
~~Sec. 74-435. Rulemaking moved to Sec 74-447.~~  
Sec. 74-435. Sales, possession, use or hindrance violations and penalties.  
~~Sec. 74-445. Unstamped or improperly Stamped Cigarette Penalty.~~

~~Sec 74-436. Cigarette tax stamps, agents; used and unused stamps moved to Sec 74-445.~~

~~Sec. 74-436. Other Violation Penalties.~~

~~Sec 74-437. Internet, mail order and outside-of-county purchases.~~

~~Sec 74-438. Tax free sales moved to Sec 74-434.~~

~~Sec 74-438. Mutilation of tax stamps.~~

~~Sec. 74-439. Books and records to be kept.~~

~~Sec. 74-440. Inspections; audits.~~

~~Sec 74-441. Posting of signs moved to Sec 74-442.~~

~~Sec. 74-441. Confiscate; Seize; redemption penalty.~~

~~Sec 74-442. Counterfeit or altered tax stamps moved to Sec 74-431.~~

~~Sec. 74-442. Posting of signs.~~

~~Sec 74-443. Single state and county altered tax stamps moved to Sec 74-435.~~

~~Sec. 74-443. Wholesale tobacco dealer Quarterly returns.~~

~~Sec 74-444. Mutilation of tax stamps moved to Sec 74-446.~~

~~Sec. 74-444. Failure to file a return and/or pay tax.~~

~~Sec 74-444. Mutilation of tax stamps.~~

~~Sec. 74-445. Authority to sale stamp; agents; credits/refunds.~~

~~Sec 74-446. Single state and county stamp and monthly tax return.~~

~~Sec 74-447. Rulemaking.~~

~~Sec 74-448. Transmittal of excess tax collections.~~

~~Sec 74-449. Deposit of tax proceeds.~~

\*Referred to the Committee on Finance on 2/1/11.

310971

**AMENDMENT TO THE COOK COUNTY USE TAX ORDINANCE (PROPOSED ORDINANCE AMENDMENT).** Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

The following is a synopsis of the Proposed Ordinance Amendment:

#### PROPOSED ORDINANCE AMENDMENT

#### **COOK COUNTY USE TAX**

**WHEREAS**, the County of Cook is a home rule unit of local government pursuant to Article VII, Section 6(a) of the 1970 Illinois Constitution; and

**WHEREAS**, pursuant to its home rule powers, the Cook County Board of Commissioners adopted Home Rule Use Tax Ordinance on December 1, 1995; and

~~Sec. 74-270. Short title.~~

~~Sec. 74-271. Definitions.~~

~~Sec 74-272. Tax imposed.~~

~~Sec. 74-272. Tax imposed, tax rate; collection; purchaser; and tax collector.~~

~~Sec. 74-272. Tax imposed.~~

~~Sec 74-273. Transactions not subject to tax moved to Sec 74-274.~~

~~Sec 74-273. Purchaser paying tax directly to department.~~

~~Sec. 74-273. Transactions not subject to tax.~~

~~Sec. 74-274. Retailer registration; security moved to Sec 74-276.~~

~~Sec 74-274. Transactions not subject to tax.~~

~~Sec. 74-274. Retailer registration; security.~~

~~Sec 74-275. Filing of returns moved to Sec 74-277.~~

~~Sec. 74-275. Books and records to be kept.~~

~~Sec 74-275. Filing of returns.~~

~~Sec 74-276. Resellers of tangible personal property moved to Section 74-278.~~

~~Sec. 74-276. Retailer registration; surety and cash bonds.~~

~~Sec. 74-276. Resellers of tangible personal property.~~

~~Sec 74-277. Purchaser paying the tax directly to the Department moved to Section 74-273.~~

~~Sec. 74-277. Filing of returns and remittances.~~

~~Sec. 74-277. Purchaser paying tax directly to department.~~  
~~Sec. 74-278. Interest and Penalties.~~  
~~Sec. 74-278. Resellers of tangible personal property.~~  
~~Sec. 74-278. Interest and penalties (deleted since this language is included in the current and amended Sec 34-60 Uniform Penalties, Interest and Procedures Ordinance).~~  
~~Sec 74-279. Duty of department to collect.~~  
~~Sec. 74-280. Books and records to be kept.~~  
~~Sec. 74-280. Tax Additional.~~  
~~Sec. 74-280. Books and records to be kept moved to Sec 74-275.~~  
~~Sec. 74-281. Tax additional.~~  
~~Sec. 74-281. Aircraft Hangar and Watercraft Dock Operators.~~  
~~Sec 74-282. Violations; penalty.~~  
~~Sec. 74-283. Application of Uniform Penalties, Interest and Procedures Ordinance.~~

\*Referred to the Committee on Finance on 2/1/11.

310972

**AMENDMENT TO THE COOK COUNTY LAW LIBRARY FILING FEE ORDINANCE (PROPOSED ORDINANCE AMENDMENT)** Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

#### PROPOSED ORDINANCE AMENDMENT

#### **LAW LIBRARY FILING FEE ORDINANCE**

WHEREAS, 55 ILCS 5/5-39001 authorizes the clerk of all civil trial courts at the county seat of government to collect a filing fee to defray the cost of operating and maintaining a county law library; and

WHEREAS, P.A. 96-0227, effective August 11, 2009, authorizes counties in Illinois to increase the County Law Library Filing Fee to defray the cost of operating and maintaining law libraries to a maximum of \$21 in 2011; and

WHEREAS, P.A. 96-0227 was supported by many other counties around the state including: DeKalb, DuPage, Kane, Kendall, Lake, Madison, McHenry, McLean, St. Clair, Tazewell, Will and Winnebago Counties; and

WHEREAS, prior to P.A. 96-0227, the General Assembly only increased the maximum filing fee by three dollars, during the previous 20 years, which is less than half of the CPI increase during that same time-period; and

WHEREAS, the current \$18 dollars is inadequate in defraying the expenses the Cook County Law Library; and

WHEREAS, unlike many businesses, the Library's revenues and expenses fluctuate independent of the Library's influences, cases filed in the courts, patron traffic, inflationary increases on books and online legal publications all influence the revenues and expenses of the Library; and

WHEREAS, a misperception exists that all relevant legal information is freely available online to the average citizen, when, the average citizen does not have subscriptions to online legal publications; and

WHEREAS, county law libraries provide the general public with access to justice, which includes both print and electronic legal information and research assistance that they would not be able to access anywhere else; and

WHEREAS, Cook County's Law Library is a National Hub Law Library which provides citizens with access to over a quarter of a million print titles and several online legal databases and with seven branch libraries, it is the only law library in the area that is freely available to all people without restriction; and

WHEREAS, Other counties law library filing fees are much higher than Cook's, for example: Los Angeles' filing fee, a similarly sized county, is \$24, Sacramento, CA (\$50), San Francisco, CA (\$42), San Diego, CA (\$38), Alameda, CA (\$37), El Paso, TX (\$35) King, WA (\$20) and Wayne, MI (\$20); and

WHEREAS, it is critical that the Library maintain a collection and professional staff which can meet the needs of the Law Library's patrons including attorneys, state and federal judges, law clerks, law librarians, self-represented litigants, administrative law judges, public librarians, paralegal students and the general public seeking legal information.

NOW, THEREFORE, BE IT ORDAINED, by the Cook County Board of Commissioners that Chapter 32 Fees, Section 32-1 of the Cook County Code is hereby amended as follows:

Sec. 32-1. Fee schedule.

The fees or charges provided for or required by the below listed sections shall be as shown below:

<i>Code Section</i>	<i>Description</i>	<i>Fees, Rates, Charges (in dollars)</i>
<b>CHAPTER 50, LIBRARIES</b>		
50-31(b)	County Law Library fee	<u>18.00</u> <u>21.00</u>

Effective Date: This Ordinance Amendment shall be effective one month after adoption.

\*Referred to the Committee on Finance on 2/1/11.

- 310973      **PROPOSED ORDINANCE REGARDING ADMINISTRATIVE PROCESSING FEES FOR MBE/WBE CERTIFICATION (PROPOSED ORDINANCE).** Submitting a Proposed Ordinance sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Peter N. Silvestri, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

**PROPOSED ORDINANCE**

**ADMINISTRATIVE PROCESSING FEES FOR MBE/WBE CERTIFICATION**

**WHEREAS**, Cook County (the "County") is committed to a policy of preventing discrimination in the award of or participation in Cook County contracts and eliminating arbitrary barriers to full participation in such contracts by all persons, regardless of race, sex or ethnicity. The County has therefore adopted a Minority and Women Business Enterprise ("M/WBE") Ordinance to ensure that minority and women owned businesses are provided full and equal opportunity to participate in County contracts.

**WHEREAS**, the Office of Contract Compliance is the steward of the County's directory of Minority Business Enterprises and Women Business Enterprises and manages the application process along with the data, ensuring that participating businesses are legitimately minority-or female owned, in accordance with the M/WBE Ordinance.

**WHEREAS**, the Cook County Board of Commissioners desires to establish fair and reasonable fees to administer the program to off set the cost of processing the certification applications, conducting site visits to verify the information on the application is accurate and maintaining the database.

**BE IT ORDAINED**, by the Cook County Board of Commissioners, that Chapter 34 Finance, Article IV, Division 6, Subdivision I, Section 34-283 of the Cook County Code is hereby created as follows:

**Sec. 34-283. Processing Fees**

**BE IT FURTHER ORDAINED**, by the Cook County Board of Commissioners, that Chapter 32 Fees, Section 32-1 of the Cook County Code is hereby amended as follows:

**Sec. 32-1      Fee schedule.**

**CHAPTER 34**

**Effective Date:** This Ordinance shall be effective upon its passage by the Cook County Board of Commissioners.

\*Referred to the Committee on Finance on 2/1/11.

- 310974      **PROPOSED ORDINANCE REGARDING GEOGRAPHIC INFORMATION SYSTEMS DATA AND MAP PRODUCTION FEE (PROPOSED ORDINANCE).** Submitting a Proposed Ordinance sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

The following is a synopsis of the Proposed Ordinance.

**PROPOSED ORDINANCE**

**ORDINANCE REGARDING GEOGRAPHIC INFORMATION SYSTEMS DATA AND MAP PRODUCTION FEE**

**BE IT ORDAINED**, by the Cook County Board of Commissioners, that Chapter 2, Article IV, Division 3, Subdivision II, Section 2-220 of the Cook County Code of Ordinances is hereby created as follows:

**Section 2-220.      GIS Data and Map Production Fee.**

**BE IT FURTHER ORDAINED**, by the Cook County Board of Commissioners, that Chapter 32 Fees, Section 32-1 of the Cook County Code is hereby amended as follows:

**Sec. 32-1      Fee schedule.**

**Effective Date:** This Ordinance is effective upon passage.

\*Referred to the Committee on Finance on 2/1/11.

- 310975      **PROPOSED ORDINANCE AMENDMENT, RESTATING AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR A LINE OF CREDIT AND RELATED DOCUMENTS AND THE ISSUANCE OF ONE OR MORE PROMISSORY NOTES IN CONNECTION THEREWITH (PROPOSED ORDINANCE AMENDMENT).** Submitting a Proposed Ordinance sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele, Larry Suffredin and Jeffrey R. Tobolski, County Commissioners.

The following is a synopsis of the Proposed Ordinance Amendment.

**PROPOSED ORDINANCE AMENDMENT**

**RESTATEMENT OF AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR A LINE OF CREDIT AND RELATED DOCUMENTS AND THE ISSUANCE OF ONE OR MORE PROMISSORY NOTES IN CONNECTION THEREWITH**

**NOW, THEREFORE, BE IT ORDAINED**, by the Board of Commissioners of The County of Cook, Illinois, as follows:

**ARTICLE I. DEFINITIONS AND INTERPRETATIONS.**

**Section 1.1. Definitions:**

**Section 1.2. Severability of Invalid Provisions:**  
**Section 1.3. Short Title:**

**ARTICLE II. DETERMINATIONS OF THE COUNTY.**

**Section 2.1. Findings:**  
**Section 2.2. Execution of the Agreement Authorized:**  
**Section 2.3. Note Authorized:**  
**Section 2.4. Note Details:**  
**Section 2.5. Sale and Delivery of Note:**  
**Section 2.6. Use of Proceeds:**  
**Section 2.7. General Tax Covenants:**  
**Section 2.8. Registered Form:**

**ARTICLE III. MISCELLANEOUS.**

**Section 3.1. Ratification of Acts:**  
**Section 3.2. Supersede:**  
**Section 3.3. Effective Date:**

\*Referred to the Committee on Finance on 2/1/11.

310976

**AMENDMENT TO THE ORDINANCE ESTABLISHING THE OFFICE OF THE MEDICAL EXAMINER (PROPOSED ORDINANCE AMENDMENT).** Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President, Jerry Butler, John P. Daley, Jesus G. Garcia, Joan Patricia Murphy, Edwin Reyes, Deborah Sims, Robert B. Steele and Larry Suffredin, County Commissioners.

The following is a synopsis of the Proposed Ordinance Amendment.

**PROPOSED ORDINANCE AMENDMENT**

**AMENDMENT TO THE ORDINANCE ESTABLISHING THE OFFICE OF THE MEDICAL EXAMINER**

**BE IT ORDAINED**, by the Cook County Board of Commissioners, that Chapter 38 Health and Human Services, Section 38-1 and Article VI., Sections 38-110 through 38-140 of the Cook County Code are hereby amended as follows:

**ARTICLE VI. MEDICAL EXAMINER.**

**Sec. 38-110. Office of coroner eliminated.**  
**Sec. 38-111. Office created.**  
**Sec. 38-112. Qualifications and appointment.**  
**Sec. 38-113. Duties.**  
**Sec. 38-114. Academic appointments.**  
**Sec. 38-115. Employees.**  
**Sec. 38-116. Yearly budget.**  
**Sec. 38-117. Cooperative agreements.**  
**Sec. 38-118. Deaths subject to investigation.**  
**Sec. 38-119. Establishing manner and cause of death.**  
**Sec. 38-120. Death certificate.**  
**Sec. 38-121. Death from criminal conduct – procedure.**  
**Sec. 38-122. Death subject to investigation, duty to notify.**  
**Sec. 38-123. Order to disinter.**  
**Sec. 38-124. Permission required for removal.**  
**Sec. 38-125. Decedent's Personal Property.**  
**Sec. 38-126. Procedures and powers in investigation into cause of death.**  
**Sec. 38-127. Decedent under spiritual treatment**  
**Sec. 38-128. Permit required for disposition of body; fee.**  
**Sec. 38-129. Permit to cremate.**  
**Sec. 38-130. Release of the body.**  
**Sec. 38-131. Records to be kept.**  
**Sec. 38-132. Advisory committee.**  
**Sec. 38-133. Death caused by wrongful act; liability for expenses incurred.**  
**Sec. 38-134. Transportation costs.**  
**Sec. 38-135. Duplication fee Fees.**

**Sec. 38-136. Debt due County.**  
**Sec. 38-137. Impersonation unlawful.**  
**Sec. 38-138. Penalty for violation.**  
**Sec. 38-139. Annual report.**  
**Sec. 38-140. Medical Examiner Fees Fund.**

**Effective date:** This Ordinance Amendment shall be in effect immediately upon adoption.

**\*Referred to the Committee on Finance on 2/1/11.**

The public may testify at this meeting. Persons wishing to testify should give their name and the name of any organization they are representing to the Secretary to the Board, 118 North Clark Street, Room 567, County Building, Telephone: (312) 603-6127. Each organization will be limited to one speaker. Each speaker will be limited to 3 minutes. Also you can register at the above location, at the time of the meeting. Speakers are requested to submit 30 copies of any written statement to the committee.

xxxxxxxxxxxxxxxxxxxxxxxxxxxxxx  
Matthew B. DeLeon, Secretary

Chairman: Daley  
Vice-Chairman: Sims  
Members: Committee of the Whole